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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

U.S. SPECIALITY INSURANCE )  
COMPANY, a Texas Corporation, )

CASE NO: 2:12-cv-1688-APG-GWF

Plaintiff, )

**ORDER**

vs. )

ANGELO CARVALHO, an individual; )  
BRIAN SPILSBURY, an individual; DEE )  
ANN SPILSBURY, an individual; KEVIN )  
SPILSBURY, an individual; )  
ANTHONETTE SPILSBURY, an )  
individual; JOINT FORCES, LLC, a )  
Nevada limited liability company; )  
PREMIER MECHANICAL, LLC, a )  
Nevada limited liability company; CREST )  
RIDGE, LLC, a Nevada limited liability )  
company; CAM CONSULTING, INC. , a )  
Nevada corporation; BRIAN SPILSBURY, )  
TRUSTEE OF THE BRIAN E. )  
SPILSBURY TRUST DATED OCTOBER )  
28, 1999; KEVIN J. SPILSBURY, )  
TRUSTEE OF THE KEVIN J. )  
SPILSBURY TRUST DATED OCTOBER )  
28, 1999; R. GLENN WOODS, TRUSTEE )  
OF THE KEVIN J. SPILSBURY 2000 )  
TRUST; R. GLENN WOODS, TRUSTEE )  
OF THE BRIAN E. SPILSBURY 2000 )  
TRUST; DOES I through X, inclusive; )  
ROE CORPORATIONS I through X, )  
inclusive, )  
Defendants. )

**JOINT STIPULATION AND  
ORDER TO EXTEND  
TIME FOR THIRD PARTY  
PLAINTIFFS TO RESPOND AND  
THIRD PARTY DEFENDANT TO  
REPLY TO THIRD PARTY  
DEFENDANT KORTE  
CONSTRUCTION COMPANY'S  
MOTIONS TO STRIKE  
DECLARATION OF KEVIN  
SPILSBURY**

**(FIRST REQUEST)**

BRIAN SPILSBURY, an individual; DEE )  
 ANN SPILSBURY, an individual; KEVIN )  
 SPILSBURY, an individual; )  
 ANTHONETTE SPILSBURY, an )  
 individual; JOINT FORCES, LLC, a )  
 Nevada limited liability company; )  
 PREMIER MECHANICAL, LLC, a )  
 Nevada limited liability company; CREST )  
 RIDGE, LLC, a Nevada limited liability )  
 company; BRIAN SPILSBURY, )  
 TRUSTEE OF THE BRIAN E. )  
 SPILSBURY TRUST DATED OCTOBER )  
 28, 1999; KEVIN J. SPILSBURY, )  
 TRUSTEE OF THE KEVIN J. )  
 SPILSBURY TRUST DATED OCTOBER )  
 28, 1999; R. GLENN WOODS, TRUSTEE )  
 OF THE KEVIN J. SPILSBURY 2000 )  
 TRUST; R. GLENN WOODS, TRUSTEE )  
 OF THE BRIAN E. SPILSBURY 2000 )  
 TRUST, )

Defendants/Third-Party )  
 Plaintiffs, )

vs. )

KORTE CONSTRUCTION COMPANY, )  
 a Missouri corporation, and, R&O )  
 CONSTRUCTION COMPANY, a Utah )  
 corporation, )

Third-Party Defendants )

IT IS HERBY STIPULATED BETWEEN Defendants and Third Party Plaintiffs, Brian  
 & Dee Ann Spilsbury; Kevin and Anthonette Spilsbury; Crest Ridge, LLC; Brian E. Spilsbury,  
 Trustee of the Brian E. Spilsbury Trust Dated October 28, 1999; Kevin J. Spilsbury, Trustee of  
 the Kevin J. Spilsbury Trust Dated October 28, 1999; R. Glenn Woods, Trustee of the Kevin J.  
 Spilsbury 2000 Trust; R. Glenn Woods, Trustee of the Brian E. Spilsbury 2000 Trust; Premier  
 Mechanical, LLC; and, Joint Forces, LLC (collectively “Third Party Plaintiffs”), through their

attorneys of record, and Third Party Defendant, Korte Construction Company (“Third Party Defendant”), through their attorneys of record, as follows:

1. On July 19, 2013, Third Party Defendant filed its Motion to Strike or Disregard the Declaration of Kevin Spilsbury, and, its supporting Memorandum thereto. *See Docket Nos. 76 and 77.*
2. Third Party Plaintiff’s Response to the Motion to Strike is due August 5, 2013.
3. Counsel for Third Party Plaintiffs has been in Europe since the beginning of July and just returned July 31, 2013.
4. On August 2, 2013, counsel for Third Party Plaintiff and Third Party Defendant agreed to extend the deadline for Third Party Plaintiff to file their Response to August 22, 2013.
5. In light of this extension of Third Party Plaintiff’s time to respond, the parties have further agreed that Third Party Defendants time to file a reply in support of their respective motions should likewise be extended two weeks.

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6. This is the first request for such an extension. This stipulated extension is sought  
in good faith and not for the purposes of delay.

Dated this 2<sup>nd</sup> day of August, 2013.

/s/ Jared B. Kahn

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/s/ Leon Mead, II

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Counsel for Third Party Defendant  
Korte Construction Company

**ORDER**

**IT IS SO ORDERED:**



UNITED STATES DISTRICT JUDGE

DATED: August 6, 2013.

**CERTIFICATE OF SERVICE**

I certify that a copy of **JOINT STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME FOR THIRD PARTY PLAINTIFFS TO RESPOND AND THIRD PARTY DEFENDANT TO REPLY TO THIRD PARTY DEFENDANT KORTE CONSTRUCTION COMPANY'S MOTIONS TO STRIKE DECLARATION OF KEVIN SPILSBURY** has been served upon the following parties by CM/ECF:

**Cass C. Butler** [cassbutler@cnmlaw.com](mailto:cassbutler@cnmlaw.com), [rbeall@cnmlaw.com](mailto:rbeall@cnmlaw.com)

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Dated this 6<sup>th</sup> day of August, 2013.

/s/ Jared B. Kahn

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